

1 THE BOCCARDO LAW FIRM LLP

ATTORNEYS AT LAW

2 111 W. ST. JOHN STREET, SUITE 400

P.O. BOX 15001

3 SAN JOSE, CALIFORNIA 95115-0001

TELEPHONE (408) 298-5678

4 FACSIMILE (408) 298-7503

5 JOHN C. STEIN, SBN 39417

6 ATTORNEYS FOR PLAINTIFF

7 UNITED STATES DISTRICT COURT

8 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

9
10 GERVACIO AND ROSA MARTINEZ,) Case No.: C 05-03904 JW

11 Plaintiff,)
STIPULATION AND ORDER TO EXTEND
12 vs.) CASE MANAGEMENT CONFERENCE

13 WERNER CO., et al.,)

14 Defendants.)
15

16 IT IS HEREBY STIPULATED AND AGREED by and between all
17 parties in the above-entitled action, by their respective counsel,
18 that the Case Management Conference presently set for May 21, 2007
19 be continued 30 days based upon the fact that the Bankruptcy Court
20 has not made a determination on the agreement entered into between
21 Werner Company and Home Depot, USA, Inc.

22 DATED: May 18, 2007

THE BOCCARDO LAW FIRM LLP

23 BY: _____/S/_____
24 JOHN C. STEIN
25 Attorneys for Plaintiff(s)
26

SHAW, TERHAR & LaMONTAGNE LLP

DATED: 5/18/07

/S/

Michael J. Terhar
Attorneys for Defendant

IT IS SO ORDERED:

The Case Management Conference is continued to 6/25/2007 at 10:00 AM. The parties shall file a Joint Case Management Statement by 6/15/2007.

DATED: May 18 2007


JAMES WARE
United States District Judge